

IN THE  
Court of Appeal of the State of California

IN AND FOR THE  
Fifth Appellate District

**F028370**      **Allstate Insurance Company v. Sanford Gailey, et al.**  
The judgment is affirmed. Wiseman, J.  
We concur: Buckley, Acting P.J.; Levy, J.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F027466**      **People v. Aleman**  
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F032042**      **People v. Nijjar**  
No brief having been filed by appellant after notice duly given under rule 17(c) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F029815**      **People v. Garcia**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F030375**      **People v. Garcia**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F032369 Faustino M. v. Superior Court of Stanislaus County; Stanislaus County  
Department of Social Services**

The petition for writ of extraordinary relief is granted. Let a peremptory writ of mandate issue directing respondent court to: vacate its orders in In re Mekayla M. Stanislaus County Superior Court case number A33620 of December 30, 1998, terminating reunification services for the benefit of petitioner/father and setting the matter for a section 366.26 hearing; reconsider the matter in light of this court's opinion; and enter orders extending another six months of reunification services designed to aid the petitioner/father to overcome the problems that led to the child's initial removal and continued custody in this matter and setting the matter of further review thereafter. Our decision is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F028756 People v. Smith  
F029819 In re Samuel Kurt Smith on Habeas Corpus**

The judgment is affirmed. The petition is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F026588 Guzman v. Visalia Community Bank**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F027661 Gault et al. v. Erickson**

The judgment is affirmed with costs on appeal to respondent. Stone (W.A.), Acting P.J.

We concur: Harris, J.; Buckley, J.

[CERTIFIED FOR PUBLICATION]

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**F029980**     **Lessany-Abdi v. Sierra Sands Unified School District**  
The judgment is affirmed. Costs to respondent. Thaxter, J.  
We concur: Vartabedian, Acting P.J.; Wiseman, J.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F030722**     **People v. Moore**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F029194**     **People v. Vazquez**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.